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**MAILED**  
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**OFFICE OF PETITIONS**

In re Patent No. 5,964,586 :  
Issue Date: October 12, 1999 :  
Application No. 08/817,567 : **DECISION ON REQUEST FOR REFUND**  
Filed: April 11, 1997 :  
Attorney Docket No. 237370/C9296 :

This is a decision on the Request For Refund filed October 12, 2011.

The request is **DISMISSED**.

Applicant files the above request for refund and states that "Applicants respectfully request a 50% refund of the PTO fee, Surcharge for late Payment of Maintenance Fee, of \$130.00 paid on October 7, 2011, i.e. \$65.00, because Applicants have already paid \$65.00 of this PTO fee on August 27, 2003. Accordingly, Applicants only needed to pay the difference of \$65.00."

Applicant should note that the \$130.00 charged on October 7, 2011 was the balance due in regard to the submission under 37 CFR 1.28(c), filed on August 31, 2011. The Notice stated that the deficiency payment owed was \$3,985. A total of  $(\$2,055 + \$1800 + \$130) = \$3,985$ . As stated in the submission on August 31, 2011, the fees were calculated as (\$535 4<sup>th</sup> Year Maintenance Fee, \$65 Sur. Charge, \$1,330 8<sup>th</sup> Year Maintenance Fee, \$2,055 12<sup>th</sup> Year Maintenance Fee).

In view of the above, the request for refund is dismissed.

Questions concerning this matter may be directed to the undersigned at (571) 272-3208.

/KOC/  
Karen Creasy  
Petitions Examiner  
Office of Petitions